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8 **Life Insurance Company**

9
10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**
12

13 THE LINCOLN NATIONAL LIFE
14 INSURANCE COMPANY,

15 Plaintiff,

16 vs.

17 AURORA BARR and MARCELLA
18 BARR,

19 Defendants.

Case No. CV08-02628 DSF (OPx)

**STIPULATED JUDGMENT IN
INTERPLEADER AND DISMISSAL**

20 Having reviewed the parties' Stipulation and Order for Entry of Judgment
21 in Interpleader and Dismissal, and it appearing that plaintiff Lincoln National Life
22 Insurance Company ("Lincoln National") has brought this action in interpleader,
23 that this Court has jurisdiction of the parties and of the subject herein, and that
24 good cause appears therefor,

25 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

26 1. Lincoln National properly filed its Complaint in Interpleader herein and
27 that this is a proper cause for interpleader;

28 2. By reason of the death of Donald E. Barr (the "Decedent") on or about
February 12, 2008, the sum of \$35,000.00 (the "Insurance Proceeds") became

1 payable under Lincoln National's group insurance policy number 000010099428
2 (the "Policy");

3 3. Defendant Aurora Barr and defendant Marcella Barr each claim all or
4 some portion of the Insurance Proceeds that are payable under the Policy, and
5 no other person or entity has made a claim to those Insurance Proceeds;

6 4. Having deposited the \$35,000.00 in Insurance Proceeds, plus interest,
7 with the Clerk of this Court on April 22, 2008, Lincoln National be and hereby is
8 released, discharged and acquitted of and from any liability of any kind or nature
9 whatsoever under the Policy by reason of the death of the Decedent;

10 5. The Clerk of this Court be and hereby is ordered to pay to Aurora Barr
11 the Insurance Proceeds plus any interest earned on the Insurance Proceeds
12 since the date on which Lincoln National deposited them with the Court, from
13 and out of the funds deposited herein, by check made payable to "Aurora Barr"
14 and delivered to Aurora Barr by first class mail to: 56819 Mountain View Trail,
15 Yucca Valley, California 92284;

16 6. Upon the Clerk of the Court's payment of the sum described in
17 paragraph 5, above, this matter will be dismissed and concluded in its entirety,
18 with each party bearing its own attorneys' fees and costs.

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21 DATED: 5/28/08



HON. DALE S. FISCHER
UNITED STATES DISTRICT JUDGE